

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
December 18, 2006

D048424 People v. Kisner

The judgment is affirmed. Aaron, J.; We Concur: McDonald, Acting P.J., McIntyre, J.

D047553 People v. Woslum

The judgment is affirmed. McConnell, P.J.; We Concur: Haller, J., Irion, J.

D047833 Gluckman v. RFP Express Inc., et al.

On October 26, 2006, appellant filed a notice of settlement. This court advised appellant on October 27, 2006, that the appeal would be dismissed if appellant did not file an abandonment of the appeal, a request to dismiss the appeal or a letter stating good cause why the appeal should not be dismissed within 45 days after filing the notice of settlement. (Cal. Rules of Court, rule 20(a)(3)&(4)). Appellant has not filed one of the above documents by the specified date.

The stay of preparation of the record is VACATED. The appeal is DISMISSED and each side is ordered to bear its own costs on appeal. (Cal Rules of Court, rule 20(a)(4).

D048416 In re Elena P., a Juvenile

It is ordered that the opinion filed on November 28, 2006, is modified. No change in judgment. The petition for rehearing is denied.

D048468 Sony Electronics, Inc. v. Superior Court of San Diego County/Hapner et al.

The opinion filed November 28, 2006 is ordered certified for publication.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
December 19, 2006

D047686 People v. Bell

The judgment is affirmed. Huffman, J.; We Concur: Benke, Acting P.J., Aaron, J.

D048955 People v. Belloli

The judgment is affirmed. Irion, J.; We Concur: Nares, Acting P.J., McIntyre, J.

D047865 California Energy Commission v. Applied LNG Technologies USA, LLC

Judgment affirmed. Appellant to pay respondent's costs on appeal. Haller, Acting P.J.;
We Concur: McIntyre, J., Aaron, J.

D046480 Cajon Valley Union High School District v. Meram et al.

The petition for rehearing is denied.

**D049529 City of El Centro v. Superior Court of Imperial County/Granite
Construction Company**

The petition is denied.

D049965 In re Hailey on Habeas Corpus

The petition is denied.

D049466 Miller et al. v. Healthcare Producers Insurance Agency, Inc.

Appellant has failed to file a brief after notice given pursuant to California Rules of Court, rule 17(a). The appeal is dismissed.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
December 20, 2006

D048480 Etherton v. Etherton

The order is reversed and the cause remanded to permit the family court to conduct further proceedings as necessary in order to state reasons for its finding that Rebecca is not a significant risk to Z. (Fam. Code, 3030.5), and reconsider mother's request in view of the changed circumstance of Rebecca's conviction. The parties shall bear their own costs on appeal. O'Rourke, J.; We Concur: Benke, Acting P.J., Aaron, J.

D049028 In re Angelica R., a Juvenile

The judgment is affirmed. O'Rourke, Acting P.J.; We Concur: Aaron, J., Irion, J.

D047198 Padilla v. Department of Motor Vehicles

The judgment is affirmed. McIntyre, J.; We Concur: McDonald, Acting P.J., Irion, J.

D047822 People v. Oliphant

The judgment is affirmed. Huffman, Acting P.J.; We Concur: O'Rourke, J., Aaron, J.

D047345 Carboneau v. Salazar et al.

Request for publication is denied.

D048807 Wayne F. et al. v. Superior Court of San Diego County/San Diego County Health & Human Services Agency

Let a writ issue to the juvenile court directing that, subject to the same discretion the juvenile court exercises over any litigant appearing before it, in any hearing under subdivision (n) designated PAP's, like other litigants, may offer evidence, examine witnesses, provide the court with legal authorities and make arguments to the court. CERTIFIED FOR PUBLICATION
Benke, Acting P.J.; We Concur: Haller, J., McIntyre, J.

D048997 People v. Superior Court of San Diego County/Kelly

At the request of the petitioner and in light of the parties' indications that the writ proceeding has become moot, the court discharges the order to show cause and dismisses the writ proceedings.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
December 21, 2006

D048080 People v. Adam

Adam's probation conditions are modified to include the following italicized additions. Number 10f: Not associate with any persons who *he knows or reasonably should know* to have firearms or weapons in their possession. Number 12d: Not use force, threats or violence on another person *except in lawful self-defense*. Number 14: Not reside within one mile of a school, or *a place that he knows or reasonably should know to be* a daycare facility or places where children congregate (*such as a park, recreation center, video arcade, etc.*). As so modified, the judgment is affirmed. Haller, Acting P.J.; We Concur: McDonald, J., McIntyre, J.

D049335 In re Henderson on Habeas Corpus

The petition is denied.

D048522 Bouton v. USAA Casualty Insurance Company

The order denying the petition to compel arbitration is reversed and the matter is remanded with directions the court vacate the order and issue a new order granting petition to compel arbitration. Bouton shall recover his costs on appeal. CERTIFIED FOR PUBLICATION. McDonald, J. We Concur: Haller, Acting P.J., McIntyre, J.

D048235 An Independent Home Support Service, Inc. v. Superior Court of San Diego County/State Compensation Insurance Fund

Let a peremptory writ of mandate issue directing the respondent Superior Court of San Diego County to vacate its order of January 20, 2006, granting real party in interest State Compensation Insurance Fund's motion to strike references in its complaint to Civil Code section 1812.5095, Civil Code section 1812.501, subdivision (h), and Unemployment Insurance Code section 687.2. Our order of May 26, 2006, staying the trial court proceedings is vacated. Costs on the writ proceeding are awarded to petitioner. CERTIFIED FOR PUBLICATION. Nares, J.; We Concur: Huffman, Acting P.J., McIntyre, J.

D048623 In re Jesse P., et al. Juveniles

The judgment is reversed. This case is remanded to the juvenile court with directions to (1) provide proper notice to Jesse; (2) order the Agency to comply with the notice provisions of ICWA, the relevant case law interpreting ICWA, and the views expressed in this opinion, and file all required documentation with the juvenile court; and (3) hold a new dispositional hearing. McIntyre, J.; We Concur: Haller, Acting P.J., Irion, J.

D049342 Mayweathers v. Hickman et al.

Pursuant to California Rules of Court, rule 8, the appeal filed August 30, 2006, is dismissed for appellant's failure to timely designate the record.

D049348 In re Reams on Habeas Corpus

The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
December 22, 2006

D048500 In re M.E., a Juvenile

The judgment is affirmed. Aaron, J.; We Concur: Huffman, Acting P.J., McDonald, J.

**D049476 Jeannie M. v. Superior Court of San Diego County/San Diego County Health
and Human Services Agency**

The petition is denied. Aaron, J.; We Concur: Haller, Acting P.J., McIntyre, J.

D049973 Drews v. Superior Court of San Diego County/People

The petition is denied.

D048471 In re H.G., a Juvenile

The opinion filed December 11, 2006, is ordered certified for publication.

D049435 Bull v. San Diego Country Estates Association

Upon written request filed by appellant, the appeal is dismissed and the remittitur is ordered to issue immediately.

D048222 In re Audrey R., a Juvenile

The request for publication of the opinion is denied.